

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF LANG EDP)	
CORP. FOR A CERTIFICATE TO RESELL)	CASE NO. 93-235
TELECOMMUNICATIONS SERVICE)	

O R D E R

IT IS ORDERED that Lang EDP Corporation ("Lang EDP") shall file the original and ten copies of the following information with the Commission. The information requested shall be placed in a bound volume with each item tabbed.

The information requested herein is due no later than 30 days from the date of this Order. If the information cannot be provided by this date, Lang EDP shall submit a motion for an extension of time stating the reason a delay is necessary and include a date by which the information can be furnished. Such motion will be considered by the Commission.

1. Has Lang EDP or any of its affiliates ever provided, or collected any money from the public for, intrastate telecommunications services in Kentucky? If so, explain in detail.

2. Refer to Original Page 7, Heading 2.1.1 (a) of your proposed tariff. If Lang EDP intends to resell services that are not available under an approved tariff, provide copies of the contracts which govern the terms of the agreement between Lang EDP and its facilities-based carriers.

3. Is Lang EDP aware of and able to comply with the provisions of Administrative Case No. 338?¹ State any enhanced services Lang EDP will be providing in Kentucky.

4. Refer to Original Page 7, Heading 2.1.1 (b) of your proposed tariff. A utility shall file any special contracts in accordance with 807 KAR 5:011, Section 13, with 30 days notice to the Commission.

5. Refer to Original Page 12, Heading 2.3.6, Liability of Lang EDP. Include this language at the end of this heading:

Acceptance by the Commission of the liability provisions contained in this tariff does not constitute its determination that the limitation of liability imposed by the company should be upheld in a court of law, but the recognition that, as it is the duty of the courts to adjudicate negligence claims and rights to recover damages therefor, so it is the duty of the courts to determine the validity of the exculpatory provisions of this tariff.

6. 807 KAR 5:006, Section 6 (3), requires each utility to include its billing format or the contents of such a form in its tariff on file with the Commission. Provide such a format in your tariff.

7. Refer to Original Page 15, Heading 2.5.1 (a) of your proposed tariff. Clarify that before the Carrier will terminate customer service for nonpayment, it must mail or otherwise deliver to that customer five days written notice of intent to terminate.

¹ Administrative Case No. 338, An Inquiry Into The Provision of Enhanced Services in Kentucky.

8. Refer to Original Page 20, Heading 3.2, Calculation of Distance of your proposed tariff. Correct the formula shown so that the results of the coordinates subtraction are squared, not multiplied by two.

Done at Frankfort, Kentucky, this 16th day of August, 1993.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director